



# HAYWOOD COUNTY BOARD OF COMMISSIONERS

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## AGENDA REQUEST

***Must be presented to the County Manager's Office  
NO LATER THAN 5 P.M. FRIDAY THE WEEK BEFORE THE MEETING***

DATE OF REQUEST: January 7, 2016

FROM: Dale Burris, Director of Facilities and Maintenance

MEETING DATE REQUESTED: January 19, 2016

*Regular meetings: First (1<sup>st</sup>) Monday of the month at 9:00 am  
Third (3<sup>rd</sup>) Monday of the month at 5:30 pm*

SUBJECT: Award construction project for the Haywood County Emergency Medical Services/Emergency Management Base.

REQUEST: Approve award of contract to John Burgin Construction, LLC based on the lowest, responsible, responsive bidder for the Haywood County Emergency Medical Services/Emergency Management Base

BACKGROUND: On January 6, 2016 at 4:00 PM Haywood County received sealed bids for the Haywood County Emergency Medical Services/Emergency Management Base, which will be located at 141 Hemlock Street, Waynesville NC 28786. John Burgin Construction, LLC was the lowest, responsible, responsive bidder based on the {Sealed Bids} received for the project.

IMPLEMENTATION PLAN: Request award for construction of the Haywood County Emergency Medical Services/Emergency Management Base to John Burgin Construction, LLC in accordance to NCGS 143-129 as the lowest, responsible, responsive bidder. The project was estimated at \$1,990,000 but the bid the sealed bid was presented to Haywood County in the amount of \$2,149,000. Haywood County Facilities & Maintenance Director, Dale Burris, Haywood County Finance Director, Julie Davis and PFA Architects, Scott Donald will {Value Engineer or VE} the project with John Burgin Construction, LLC to meet the project budget. The {Value Engineering} will not in any way create issues with the facility structure, aesthetics, or space programming.

At this time, I intend to present the construction project contract at the February 1, 2016 Haywood County Board of Commissioners meeting for approval. The construction contract will be requested at that time to be approved based on the {Value Engineering} for the estimated construction cost for the project.

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FINANCIAL IMPACT STATEMENT: Ms. Julie Davis, Haywood County Finance Director.

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SUPPORTING ATTACHMENTS: YES  NO  HOW MANY? 6

LIST: PFA Architects Certified Bid Tabulation, American South General Contractors Bid Proposal, Clark & Leatherwood, Inc. Bid Proposal, Cooper Construction Co. Inc. Bid Proposal, John Burgin Construction, LLC Bid Proposal, and Owle Construction Bid Proposal

**If yes, one ORIGINAL ATTACHMENT, and 14 copies, copied front and back side of pages, stapled and three-hole punched must accompany the agenda request**

PowerPoint Presentation: YES  NO

PERSON MAKING PRESENTATION AT MEETING: Dale Burris

TITLE: Director of Facilities and Maintenance

PHONE NUMBER: 452-6651

E-MAIL: dburris@haywoodnc.net

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THIS SECTION FOR OFFICE USE ONLY

Received (Date/Time): \_\_\_\_\_

County Manager / Clerk to the Board Comments: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

In an effort to save paper, attachments should be copied on both front and back sides.

**PFA ARCHITECTS, PA**  
 30 Choctaw Street  
 Asheville, NC 28801

Wednesday, January 6, 2016  
 4:00 PM

Haywood County:  
**Emergency Medical Services /  
 Emergency Management Facility**

**GENERAL CONTRACT WORK**

CONTRACTOR	LICENSE NO.	Bid Security	Received Addendums # 1 & # 2	BASE BID	Alternate # 1	Remarks/Comments
<b>American South General Contractors</b> 60 North Merrimon Ave., Unit 101 Asheville, NC 28804	34536	5%	Yes	<b>\$2,558,000.00</b>	<b>\$95,000.00</b>	<i>Total w Alt. = \$2,653,000</i>
<b>Clark &amp; Leatherwood, Inc.</b> PO Box 556, 179 Industrial Park Drive Waynesville, NC 28786	24000	5%	Yes	<b>\$2,405,000.00</b>	<b>\$120,000.00</b>	<i>Total w Alt. = \$2,525,000</i>
<b>Cooper Construction Co., Inc.</b> PO Box 806, Hendersonville, NC 28793 761 South Allen Road, Flat Rock, NC 28731	4763	5%	Yes	<b>\$2,511,900.00</b>	<b>\$133,200.00</b>	<i>Total w Alt. = \$2,645,100</i>
<b>H&amp;M Constructors (A Div. of MB Haynes Corp.)</b> PO Box 16589, Asheville, NC 28816 187 Deaverview Road, Asheville, NC 28806	1245	<b>No Bid Received!</b>				
<b>John Burgin Construction, LLC</b> 275 Wildcat Mountain Road Waynesville, NC 28786	59565	5%	Yes	<b>\$2,149,000.00</b>	<b>\$148,500.00</b>	<i>Total w Alt. = \$2,297,500</i>
<b>Owle Construction</b> 120 Hoot Owl Road Whittier, NC 28789	54287	5%	Yes	<b>\$2,890,000.00</b>	<b>\$225,000.00</b>	<i>Total w Alt. = \$3,115,000</i>

I certify that the above bid was received by 4 PM, Wednesday, January 6th, 2016, at Haywood County Historic Courthouse, 3rd Floor Historic Courtroom.

At which time they were opened & tabulated.

**Alternate # A-1:** Metal roofing panels in lieu of asphalt shingle roofing as shown on A1.4  
 Asphalt shingles are part of base bid.



Scott T. Donald, AIA



FORM OF PROPOSAL - SINGLE PRIME BID

Including General Construction, HVAC, Plumbing and Electrical Work

Haywood County Emergency Medical Services

Waynesville, NC

The undersigned, as Bidder, hereby declares that: the only person or persons interested in this proposal as principal or principals is or are named herein, and no other person than herein mentioned has any interest in this proposal or in the Contract to be entered into; this proposal is made without connection with any other person, company, or party making a bid or proposal; and it is in all respects fair and in good faith without collusion or fraud. The Bidder further declares that: he has examined the site of the Work and informed himself fully in regard to all conditions pertaining to the place where the Work is to be done; he has examined the Specifications for the Work and the Contract Documents relative thereto, and has read all special provisions furnished prior to the opening of bids; and he has satisfied himself relative to the Work to be performed.

The Bidder proposes and agrees if this proposal is accepted to contract with Haywood County, hereinafter called the Owner, in the form of Contract specified, to furnish all necessary material, equipment, machinery, tools, apparatus, means of transportation and labor necessary to complete all portions of the Work for Haywood County Emergency Medical Services, Waynesville, NC, in full and complete accordance with the Plans, Specifications, and Contract Documents to the full and entire satisfaction of the Owner and Padgett and Freeman, Architects, P.A., with a definite understanding that no money will be allowed for extra work except as set forth in the General Conditions and Contract Documents, for the sum of:

BASE BID: Two Million Five Hundred Fifty Eight

thousand Dollars and no cents Dollars \$ 2,558,000.00

Should the Owner elect to accept any of the alternates as shown on the Drawings and/or described in the General Requirements and Specifications, the amount written below shall be the amount to be "added to or deducted from" the Base Bid:

**Alternate A-1:** Metal roofing panels in lieu of asphalt shingle roofing as shown on A1.4. Asphalt shingles are base bid. (ADD TO) or (DEDUCT FROM)

Ninety Five Thousand dollars and no cents ADD

Dollars \$ 95,000.00 ADD

The Bidder further proposes and agrees hereby to commence work under his contract on a date to be specified in a written order from the Architect and shall fully complete all work hereinunder within 365 consecutive calendar days. Applicable liquidated damages shall be as stated in General Requirements.

The undersigned further agrees that in case of failure on his part to execute the said Contract and the required bonds within ten (10) consecutive calendar days after the award of contract, the check, cash or bid bond accompanying his bid shall be paid into the funds of the Owner's account set aside for this Project, as liquidated damages for such failure; otherwise the certified check, cash or bid bond accompanying this proposal shall be returned to the undersigned.

**FORM OF PROPOSAL**

Attach check, or cash, or bid bond to this proposal.

Respectfully submitted this 6th day of January, 2016.

Witness:  
 \_\_\_\_\_  
 (Proprietorship or Partnership)

Attest:  
 By [Signature]  
 Title Secretary  
 (Corp. Sec. or Assist. Sec. only)

American South General Contractors  
 (Name of Firm or Corporation Making Bid)

By [Signature]  
 Title VICE - PRESIDENT  
 (Owner, partner, Corp. Pres. or Vice Pres. only)

Address 60 N. Merrimon Ave. Unit 101  
Asheville, NC 28804

License No. 34536

Federal I.D. No. 561911027

(Corporate Seal)



Addenda Received and Used in Computing Bid (Initial as appropriate)

Addendum No. <u>1</u>	Dated <u>12/23/2015</u>	Received <u>Yes</u>
Addendum No. <u>2</u>	Dated <u>12/30/2015</u>	Received <u>Yes</u>
Addendum No. _____	Dated _____	Received _____
Addendum No. _____	Dated _____	Received _____
Addendum No. _____	Dated _____	Received _____

FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT \_\_\_\_\_

American South General Contractors, Inc. \_\_\_\_\_ as principal, and Fidelity and Deposit Company of Maryland \_\_\_\_\_, as surety, who is duly licensed to act as surety in North Carolina, are held and firmly bound unto Haywood County \_\_\_\_\_ as obligee, in the penal sum of Five Percent of Amount Bid \_\_\_\_\_ 5% \_\_\_\_\_ DOLLARS, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this \_\_\_\_\_ 6th \_\_\_\_\_ day of \_\_\_\_\_ January \_\_\_\_\_, \_\_\_\_\_ 2016 \_\_\_\_\_

WHEREAS, the said principal is herewith submitting proposal for

Haywood County Emergency Medical Services \_\_\_\_\_ and the principal desires to file this bid bond in lieu of making the cash deposit as required by G.S. 143-129.

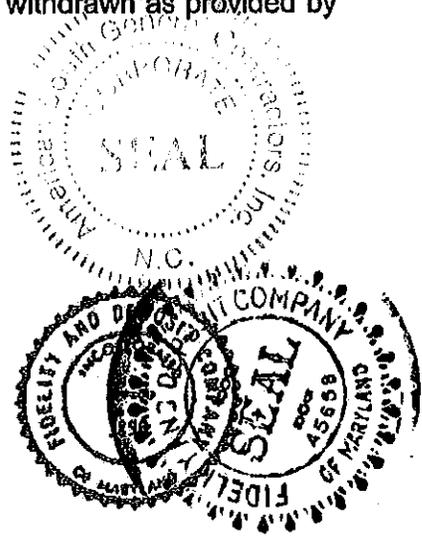
NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION is such, that if the principal shall be awarded the contract for which the bid is submitted and shall execute the contract and give bond for the faithful performance thereof within ten days after the award of same to the principal, then this obligation shall be null and void; but if the principal fails to so execute such contract and give performance bond as required by G.S. 143-129, the surety shall, upon demand, forthwith pay to the obligee the amount set forth in the first paragraph hereof. Provided further, that the bid may be withdrawn as provided by G.S. 143-129.1

American South General Contractors, Inc. \_\_\_\_\_ (SEAL)

By: [Signature] \_\_\_\_\_ (SEAL)  
\_\_\_\_\_ (SEAL)

Fidelity and Deposit Company of Maryland \_\_\_\_\_ (SEAL)

By: [Signature] \_\_\_\_\_ (SEAL)  
Jennifer C. Hoehn \_\_\_\_\_, Attorney-in-Fact



Bond Number Bid Bond

Obligee: Haywood County

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by Michael P. Bond, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Jennifer C. Hoehn, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

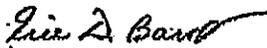
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 22<sup>nd</sup> day of July, A.D. 2015.

ATTEST:  
ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND



By: *Michael P. Bond*  
Vice President



By: *Eric D. Barnes*  
Secretary



State of Maryland  
County of Baltimore

On this 22nd day of July, A.D. 2015, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, Michael P. Bond, Vice President and Eric D. Barnes, Secretary of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposeth and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Constance A. Dunn*  
Constance A. Dunn, Notary Public  
My Commission Expires: July 9, 2019



**EXTRACT FROM BY-LAWS OF THE COMPANIES**

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

**CERTIFICATE**

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

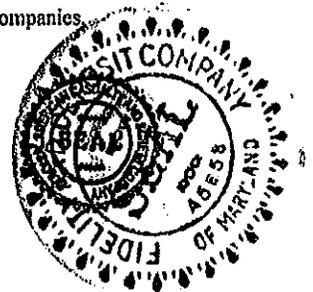
This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 6th day of January, 2016.



*Thomas O. McClellan*

Thomas O. McClellan, Vice President

FORM OF PROPOSAL - SINGLE PRIME BID

Including General Construction, HVAC, Plumbing and Electrical Work

Haywood County Emergency Medical Services

Waynesville, NC

The undersigned, as Bidder, hereby declares that: the only person or persons interested in this proposal as principal or principals is or are named herein, and no other person than herein mentioned has any interest in this proposal or in the Contract to be entered into; this proposal is made without connection with any other person, company, or party making a bid or proposal; and it is in all respects fair and in good faith without collusion or fraud. The Bidder further declares that: he has examined the site of the Work and informed himself fully in regard to all conditions pertaining to the place where the Work is to be done; he has examined the Specifications for the Work and the Contract Documents relative thereto, and has read all special provisions furnished prior to the opening of bids; and he has satisfied himself relative to the Work to be performed.

The Bidder proposes and agrees if this proposal is accepted to contract with Haywood County, hereinafter called the Owner, in the form of Contract specified, to furnish all necessary material, equipment, machinery, tools, apparatus, means of transportation and labor necessary to complete all portions of the Work for Haywood County Emergency Medical Services, Waynesville, NC, in full and complete accordance with the Plans, Specifications, and Contract Documents to the full and entire satisfaction of the Owner and Padgett and Freeman, Architects, P.A., with a definite understanding that no money will be allowed for extra work except as set forth in the General Conditions and Contract Documents, for the sum of:

BASE BID: Two Million Four Hundred - Five

Thousand and <sup>00</sup>/<sub>100</sub> \_\_\_\_\_ Dollars \$ 2,405,000.00

Should the Owner elect to accept any of the alternates as shown on the Drawings and/or described in the General Requirements and Specifications, the amount written below shall be the amount to be "added to or deducted from" the Base Bid:

Alternate A-1: Metal roofing panels in lieu of asphalt shingle roofing as shown on A1.4. Asphalt shingles are base bid (ADD TO) or (DEDUCT FROM)

One Hundred Twenty Thousand and

<sup>00</sup>/<sub>100</sub> \_\_\_\_\_ Dollars \$ 120,000.00

The Bidder further proposes and agrees hereby to commence work under his contract on a date to be specified in a written order from the Architect and shall fully complete all work hereinunder within 365 consecutive calendar days. Applicable liquidated damages shall be as stated in General Requirements.

The undersigned further agrees that in case of failure on his part to execute the said Contract and the required bonds within ten (10) consecutive calendar days after the award of contract, the check, cash or bid bond accompanying his bid shall be paid into the funds of the Owner's account set aside for this Project, as liquidated damages for such failure; otherwise the certified check, cash or bid bond accompanying this proposal shall be returned to the undersigned.

**FORM OF PROPOSAL**

Attach check, or cash, or bid bond to this proposal.

Respectfully submitted this 6th day of January, 2016

Witness:

\_\_\_\_\_  
(Proprietorship or Partnership)

Attest:

By jeanette m Craig  
Title Assist. Secretary  
(Corp. Sec. or Assist. Sec. only)

Clark & Leatherwood Inc  
(Name of Firm or Corporation Making Bid)

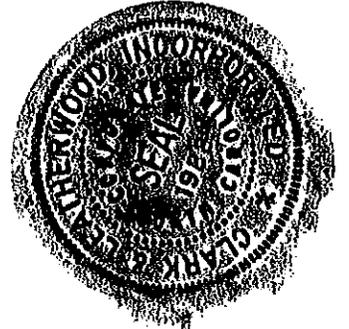
By \_\_\_\_\_  
Title President  
(Owner, partner, Corp. Pres. or Vice Pres. only)

Address 179 Industrial Park Dr  
Waynesville, NC 28786

License No. 24000

Federal I.D. No. 56-1599199

(Corporate Seal)



Addenda Received and Used in Computing Bid (Initial as appropriate)

Addendum No.	<u>1</u>	Dated	<u>12-23-15</u>	Received	<u>Yes</u>
Addendum No.	<u>2</u>	Dated	<u>12-30-15</u>	Received	<u>Yes</u>
Addendum No.	_____	Dated	_____	Received	_____
Addendum No.	_____	Dated	_____	Received	_____
Addendum No.	_____	Dated	_____	Received	_____

FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT \_\_\_\_\_

Clark & Leatherwood, Inc. as principal, and Travelers Casualty and Surety Company of America, as surety, who is duly licensed to act as surety in North Carolina, are held and firmly bound unto

Haywood County as obligee, In the penal sum of Five Percent of Amount Bid 5% DOLLARS, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 6th day of January, 2016

WHEREAS, the said principal is herewith submitting proposal for

Haywood County Emergency Services and the principal desires to file this bid bond in lieu of making the cash deposit as required by G.S. 143-129.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION is such, that if the principal shall be awarded the contract for which the bid is submitted and shall execute the contract and give bond for the faithful performance thereof within ten days after the award of same to the principal, then this obligation shall be null and void; but if the principal fails to so execute such contract and give performance bond as required by G.S. 143-129, the surety shall, upon demand, forthwith pay to the obligee the amount set forth in the first paragraph hereof. Provided further, that the bid may be withdrawn as provided by G.S. 143-129.1

Clark & Leatherwood, Inc. (SEAL)

By: [Signature] (SEAL)

Larry T. Clark

\_\_\_\_\_ (SEAL)

Travelers Casualty and Surety Company of America (SEAL)

By: [Signature] (SEAL)

Donna K. Ashley, Attorney-in-Fact





POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Surety Bond No. Bid Bond

Principal: Clark & Leatherwood, Inc.

OR

Project Description: Haywood County Emergency Services

Obligee: Haywood County

KNOW ALL MEN BY THESE PRESENTS: That Farmington Casualty Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, are corporations duly organized under the laws of the State of Connecticut, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint Donna K. Ashley of the City of Charlotte, State of NC, their true and lawful Attorney-In-Fact, to sign, execute, seal and acknowledge the surety bond(s) referenced above.

IN WITNESS WHEREOF, the Companies have caused this Instrument to be signed and their corporate seals to be hereto affixed, this 10th day of September, 2012.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut

City of Hartford ss.

By:

Signature of Robert L. Raney
Robert L. Raney, Senior Vice President

On this the 10th day of September, 2012, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing Instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2016.



Signature of Marie C. Tetreault
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-In-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

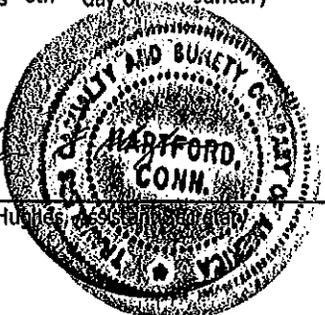
**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-In-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-In-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the seals of said Companies this 6th day of January, 2016

  
Kevin E. Hughes, Assistant Secretary



**To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at [www.travelersbond.com](http://www.travelersbond.com). Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.**

**FORM OF PROPOSAL - SINGLE PRIME BID**

Including General Construction, HVAC, Plumbing and Electrical Work

**Haywood County Emergency Medical Services**

Waynesville, NC

The undersigned, as Bidder, hereby declares that: the only person or persons interested in this proposal as principal or principals is or are named herein, and no other person than herein mentioned has any interest in this proposal or in the Contract to be entered into; this proposal is made without connection with any other person, company, or party making a bid or proposal; and it is in all respects fair and in good faith without collusion or fraud. The Bidder further declares that: he has examined the site of the Work and informed himself fully in regard to all conditions pertaining to the place where the Work is to be done; he has examined the Specifications for the Work and the Contract Documents relative thereto, and has read all special provisions furnished prior to the opening of bids; and he has satisfied himself relative to the Work to be performed.

The Bidder proposes and agrees if this proposal is accepted to contract with **Haywood County**, hereinafter called the Owner, in the form of Contract specified, to furnish all necessary material, equipment, machinery, tools, apparatus, means of transportation and labor necessary to complete all portions of the Work for **Haywood County Emergency Medical Services, Waynesville, NC**, in full and complete accordance with the Plans, Specifications, and Contract Documents to the full and entire satisfaction of the Owner and Padgett and Freeman, Architects, P.A., with a definite understanding that no money will be allowed for extra work except as set forth in the General Conditions and Contract Documents, for the sum of:

BASE BID: Two million five hundred eleven thousand

Nine hundred Dollars \$ 2,511,900.00

Should the Owner elect to accept any of the alternates as shown on the Drawings and/or described in the General Requirements and Specifications, the amount written below shall be the amount to be "added to or deducted from" the Base Bid:

**Alternate A-1:** Metal roofing panels in lieu of asphalt shingle roofing as shown on A1.4. Asphalt shingles are base bid. (ADD TO) or (DEDUCT FROM)

One hundred thirty-three thousand two hundred

Dollars \$ 133,200.00

The Bidder further proposes and agrees hereby to commence work under his contract on a date to be specified in a written order from the Architect and shall fully complete all work hereunder within **365** consecutive calendar days. Applicable liquidated damages shall be as stated in General Requirements.

The undersigned further agrees that in case of failure on his part to execute the said Contract and the required bonds within ten (10) consecutive calendar days after the award of contract, the check, cash or bid bond accompanying his bid shall be paid into the funds of the Owner's account set aside for this Project, as liquidated damages for such failure; otherwise the certified check, cash or bid bond accompanying this proposal shall be returned to the undersigned.

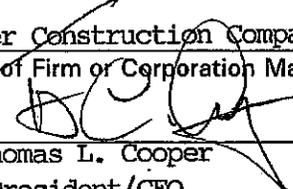
**FORM OF PROPOSAL**

Attach check, or cash, or bid bond to this proposal.

Respectfully submitted this 6th day of January, 2016

Cooper Construction Company  
(Name of Firm or Corporation Making Bid)

Witness:  
\_\_\_\_\_  
(Proprietorship or Partnership)

By   
Thomas L. Cooper  
Title President/CEO  
(Owner, partner, Corp. Pres. or Vice Pres. only)

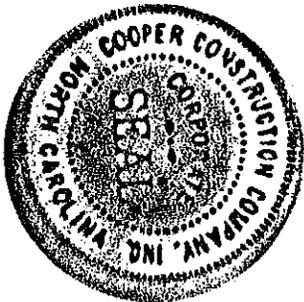
Attest:  
By   
James M. Cooper  
Title Executive Vice President & Secretary  
(Corp. Sec. or Assist. Sec. only)

Address PO Box 806 Hendersonville, NC 28793  
761 South Allen Rd., Flat Rock NC 28731

License No. 4763

Federal I.D. No. 56-0895228

(Corporate Seal)



Sub list per NC statutes:

- Plumber - TP Howard <sup>Plumbing</sup> ~~Plumbing~~ License # 10470
- Mechanical - Cooper Construction License # 3522
- Electrical - Mid Nite Electric License # 11247-U

Addenda Received and Used in Computing Bid (Initial as appropriate)

Addendum No. <u>1</u>	Dated <u>12/23/15</u>	Received <u>TC</u>
Addendum No. <u>2</u>	Dated <u>12/30/15</u>	Received <u>TC</u>
Addendum No. _____	Dated _____	Received _____
Addendum No. _____	Dated _____	Received _____
Addendum No. _____	Dated _____	Received _____

FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT Cooper Construction Company, Inc. , as Principal, and Western Surety Company , as Surety, who is duly licensed to act as Surety in North Carolina, are held and firmly bound unto Haywood County as Obligee, in the penal sum of 5% attached bid \_\_\_\_\_ Dollars, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 6th day of January 2016

WHEREAS, the said principal is herewith submitting proposal for:  
**Haywood County Emergency Medical Services**

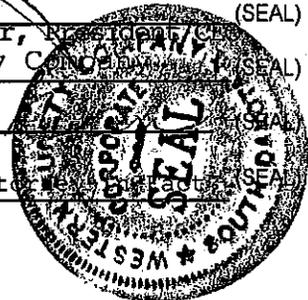
and the Principal desires to file this Bid Bond in lieu of making the cash deposit.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION is such, that if the principal shall be awarded the contract for which the bid is submitted and shall execute the contract and give bond for the faithful performance thereof within ten days after the award of same to the Principal, then this obligation shall be null and void; but if the Principal fails to so execute such contract and give performance bond as required by the Contract Documents, the Surety shall, upon demand, forthwith pay to the obligee the amount set forth in the first paragraph hereof. Provided further, that the bid may be withdrawn as provided by the Contract Documents.

Attest: James M. Cooper  
James M. Cooper  
Executive Vice President & Secretary



[Signature] (SEAL)  
Cooper Construction Company, Inc.  
[Signature] (SEAL)  
Thomas L. Cooper, President/C  
Western Surety Company  
[Signature] (SEAL)  
Fay N Ryan , Atto



# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Fay N Ryan, David G Shaffer, Joyce C Biddix, Amy M Tayler, David Brett Shaffer, Individually**

of Hendersonville, NC, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 2nd day of December, 2015.

WESTERN SURETY COMPANY



*Paul T. Bruflat*  
Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

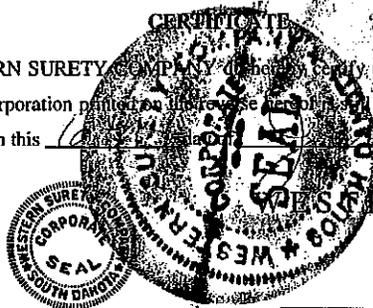
On this 2nd day of December, 2015, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
June 23, 2021



*J. Mohr*  
J. Mohr, Notary Public

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this January 2016



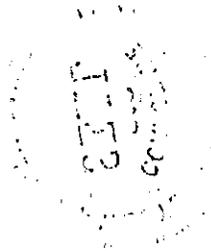
WESTERN SURETY COMPANY  
*L. Nelson*  
L. Nelson, Assistant Secretary

**Authorizing By-Law**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.



**FORM OF PROPOSAL - SINGLE PRIME BID**

Including General Construction, HVAC, Plumbing and Electrical Work

**Haywood County Emergency Medical Services**

Waynesville, NC

The undersigned, as Bidder, hereby declares that: the only person or persons interested in this proposal as principal or principals is or are named herein, and no other person than herein mentioned has any interest in this proposal or in the Contract to be entered into; this proposal is made without connection with any other person, company, or party making a bid or proposal; and it is in all respects fair and in good faith without collusion or fraud. The Bidder further declares that: he has examined the site of the Work and informed himself fully in regard to all conditions pertaining to the place where the Work is to be done; he has examined the Specifications for the Work and the Contract Documents relative thereto, and has read all special provisions furnished prior to the opening of bids; and he has satisfied himself relative to the Work to be performed.

The Bidder proposes and agrees if this proposal is accepted to contract with **Haywood County**, hereinafter called the Owner, in the form of Contract specified, to furnish all necessary material, equipment, machinery, tools, apparatus, means of transportation and labor necessary to complete all portions of the Work for **Haywood County Emergency Medical Services, Waynesville, NC**, in full and complete accordance with the Plans, Specifications, and Contract Documents to the full and entire satisfaction of the Owner and Padgett and Freeman, Architects, P.A., with a definite understanding that no money will be allowed for extra work except as set forth in the General Conditions and Contract Documents, for the sum of:

BASE BID: two million, one hundred forty  
nine thousand Dollars \$ 2,149,000

Should the Owner elect to accept any of the alternates as shown on the Drawings and/or described in the General Requirements and Specifications, the amount written below shall be the amount to be "added to or deducted from" the Base Bid:

**Alternate A-1:** Metal roofing panels in lieu of asphalt shingle roofing as shown on A1.4. Asphalt shingles are base bid. (ADD TO) or (DEDUCT FROM)

one hundred forty eight thousand  
five hundred Dollars \$ 148,500

The Bidder further proposes and agrees hereby to commence work under his contract on a date to be specified in a written order from the Architect and shall fully complete all work hereunder within 365 consecutive calendar days. Applicable liquidated damages shall be as stated in General Requirements.

The undersigned further agrees that in case of failure on his part to execute the said Contract and the required bonds within ten (10) consecutive calendar days after the award of contract, the check, cash or bid bond accompanying his bid shall be paid into the funds of the Owner's account set aside for this Project, as liquidated damages for such failure; otherwise the certified check, cash or bid bond accompanying this proposal shall be returned to the undersigned.

**FORM OF PROPOSAL**

Attach check, or cash, or bid bond to this proposal.

Respectfully submitted this 6 day of JANUARY, 2016

JOHN BURGIN CONSTRUCTION  
(Name of Firm or Corporation Making Bid)

Witness: \_\_\_\_\_  
(Proprietorship or Partnership)

By J/B  
Title OWNER  
(Owner, partner, Corp. Pres. or Vice Pres. only)

Attest:  
By \_\_\_\_\_  
Title \_\_\_\_\_  
(Corp. Sec. or Assist. Sec. only)

Address 275 Wildcat Mtn Rd  
WAYNESVILLE NC 28786  
License No. 59565  
Federal I.D. No. 20-5667607  
(Corporate Seal)



Addenda Received and Used in Computing Bid (Initial as appropriate)

Addendum No. <u>1</u>	Dated _____	Received <input checked="" type="checkbox"/>
Addendum No. <u>2</u>	Dated _____	Received <input checked="" type="checkbox"/>
Addendum No. _____	Dated _____	Received _____
Addendum No. _____	Dated _____	Received _____

FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT \_\_\_\_\_

John Burgin Construction, LLC as principal, and Great American Insurance Company, as surety, who is duly licensed to act as surety in North Carolina, are held and firmly bound unto Haywood County as obligee, in the penal sum of Five Percent of Amount Bid 5% DOLLARS, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 6th day of January, 2016

WHEREAS, the said principal is herewith submitting proposal for

Construction of: Haywood County Emergency Medical Services, Waynesville, NC and the principal desires to file this bid bond in lieu of making the cash deposit as required by G.S. 143-129.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION is such, that if the principal shall be awarded the contract for which the bid is submitted and shall execute the contract and give bond for the faithful performance thereof within ten days after the award of same to the principal, then this obligation shall be null and void; but if the principal fails to so execute such contract and give performance bond as required by G.S. 143-129, the surety shall, upon demand, forthwith pay to the obligee the amount set forth in the first paragraph hereof. Provided further, that the bid may be withdrawn as provided by G.S. 143-129.1

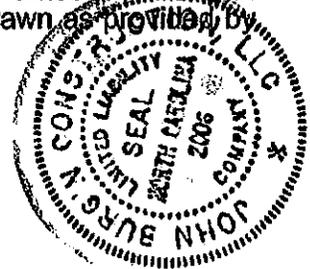
John Burgin Construction, LLC (SEAL)

By: [Signature] (SEAL)

\_\_\_\_\_  
(SEAL)

Great American Insurance Company (SEAL)

By: [Signature] (SEAL)  
Phoebe C. Honeycutt, Attorney-in-Fact



**GREAT AMERICAN INSURANCE COMPANY®**

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than 1

Bond No. Bid Bond

**POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, the specific bond, undertaking or contract of suretyship referenced herein; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below. The bond number on this Power of Attorney must match the bond number on the bond to which it is attached or it is invalid.

Name	Address	Limit of Power
Phoebé C. Honeycutt	4309 Emperor Blvd., Ste. 300 Durham, NC 27703	\$100,000,000.00

Principal: John Burgin Construction, LLC  
Obligee: Haywood County

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 6th day of January, 2016.

Attest

GREAT AMERICAN INSURANCE COMPANY



*Atty L C B*  
Assistant Secretary

*David C. Kitchin*  
Divisional Senior Vice President

DAVID C. KITCHIN (877-377-2405)

STATE OF OHIO, COUNTY OF HAMILTON - ss:

On this 6th day of January, 2016, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



Susan A. Kohorst  
Notary Public, State of Ohio  
My Commission Expires 05-18-2020

*Susan A Kohorst*

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

*RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.*

*RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.*

**CERTIFICATION**

I, STEPHEN C. BERHAH, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 6th day of January, 2016.



*Atty L C B*  
Assistant Secretary

FORM OF PROPOSAL - SINGLE PRIME BID

Including General Construction, HVAC, Plumbing and Electrical Work

Haywood County Emergency Medical Services

Waynesville, NC

The undersigned, as Bidder, hereby declares that: the only person or persons interested in this proposal as principal or principals is or are named herein, and no other person than herein mentioned has any interest in this proposal or in the Contract to be entered into; this proposal is made without connection with any other person, company, or party making a bid or proposal; and it is in all respects fair and in good faith without collusion or fraud. The Bidder further declares that: he has examined the site of the Work and informed himself fully in regard to all conditions pertaining to the place where the Work is to be done; he has examined the Specifications for the Work and the Contract Documents relative thereto, and has read all special provisions furnished prior to the opening of bids; and he has satisfied himself relative to the Work to be performed.

The Bidder proposes and agrees if this proposal is accepted to contract with Haywood County, hereinafter called the Owner, in the form of Contract specified, to furnish all necessary material, equipment, machinery, tools, apparatus, means of transportation and labor necessary to complete all portions of the Work for Haywood County Emergency Medical Services, Waynesville, NC, in full and complete accordance with the Plans, Specifications, and Contract Documents to the full and entire satisfaction of the Owner and Padgett and Freeman, Architects, P.A., with a definite understanding that no money will be allowed for extra work except as set forth in the General Conditions and Contract Documents, for the sum of:

BASE BID: Two million eight hundred ninety thousand  
Dollars \$ 2,890,000

Should the Owner elect to accept any of the alternates as shown on the Drawings and/or described in the General Requirements and Specifications, the amount written below shall be the amount to be "added to or deducted from" the Base Bid:

**Alternate A-1:** Metal roofing panels in lieu of asphalt shingle roofing as shown on A1.4. Asphalt shingles are base bid. (ADD TO) or (~~DEDUCT FROM~~)

Two hundred twenty five thousand  
Dollars \$ 225,000

The Bidder further proposes and agrees hereby to commence work under his contract on a date to be specified in a written order from the Architect and shall fully complete all work hereunder within 365 consecutive calendar days. Applicable liquidated damages shall be as stated in General Requirements.

The undersigned further agrees that in case of failure on his part to execute the said Contract and the required bonds within ten (10) consecutive calendar days after the award of contract, the check, cash or bid bond accompanying his bid shall be paid into the funds of the Owner's account set aside for this Project, as liquidated damages for such failure; otherwise the certified check, cash or bid bond accompanying this proposal shall be returned to the undersigned.

FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT OWLE CONSTRUCTION, LLC, as Principal, and THE OHIO CASUALTY INSURANCE COMPANY, as Surety, who is duly licensed to act as Surety in North Carolina, are held and firmly bound unto Haywood County as Oblige, in the penal sum of FIVE PER CENT (5%) OF THE AMOUNT BID Dollars, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

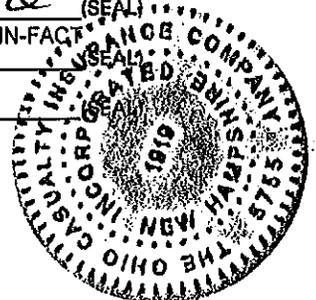
Signed, sealed and dated this 6TH day of JANUARY, 20 16

WHEREAS, the said principal is herewith submitting proposal for:  
**Haywood County Emergency Medical Services**

and the Principal desires to file this Bid Bond in lieu of making the cash deposit.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION is such, that if the principal shall be awarded the contract for which the bid is submitted and shall execute the contract and give bond for the faithful performance thereof within ten days after the award of same to the Principal, then this obligation shall be null and void; but if the Principal fails to so execute such contract and give performance bond as required by the Contract Documents, the Surety shall, upon demand, forthwith pay to the obligee the amount set forth in the first paragraph hereof. Provided further, that the bid may be withdrawn as provided by the Contract Documents.

OWLE CONSTRUCTION, LLC  
BY: Amy J. Cook (SEAL)  
THE OHIO CASUALTY INSURANCE COMPANY (SEAL)  
BY: Lavonne Sherrod (SEAL)  
LAVONNE SHERROD, ATTORNEY-IN-FACT



**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 0760827

American Fire and Casualty Company  
The Ohio Casualty Insurance Company

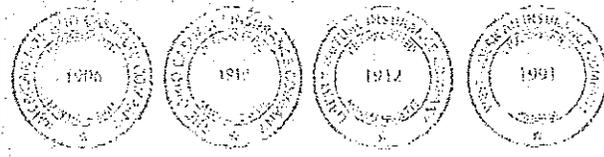
Liberty Mutual Insurance Company  
West American Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Amanda Loveday; Charles C. Martin; James F. Oakes; Karen Baker; Lavonne Sherrod; Nikki Norman

all of the city of Knoxville, state of TN each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 27th day of October, 2014.



American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
West American Insurance Company

By: David M. Carey  
David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 27th day of October, 2014, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Teresa Pastella, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires March 28, 2017  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

**ARTICLE IV - OFFICERS - Section 12. Power of Attorney.** Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

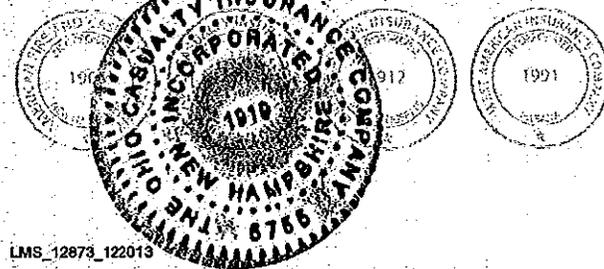
**ARTICLE XIII - Execution of Contracts - SECTION 5. Surety Bonds and Undertakings.** Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation -** The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization -** By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 6th day of January, 2016.



By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-932-8240 between 9:00 am and 4:30 pm EST on any business day.

License Year

2016

License No.

54287

# North Carolina

## Licensing Board for General Contractors

This is to Certify That:

Owle Construction, LLC  
Whittier, NC

is duly registered and entitled to practice

# General Contracting

Limitation: Unlimited  
Classification: Unclassified

until

December 31, 2016

when this Certificate expires.

Witness our hands and seal of the Board.

Dated, Raleigh, N.C.

January 1, 2016

This certificate may not be altered.



*Allen Hambl*

Chairman

*C. Frank Wiesner*

Secretary-Treasurer



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
1/9/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> TIS Insurance Services, Inc. 1900 Winston Road, Suite 100 P.O. Box 10328 Knoxville TN 37939-0328		<b>CONTACT NAME:</b> Suzanne Long <b>PHONE (A/C No. Ext):</b> (865) 691-4847 <b>FAX (A/C No.):</b> (865) 694-4847 <b>E-MAIL ADDRESS:</b>	
<b>INSURED</b> Owle Construction, LLC 120 Hoot Owl Road Whittier NC 28789		<b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> Travelers Indemnity NAIC # 25658 <b>INSURER B:</b> Travelers Prop Cas Ins Co Amer 25674 <b>INSURER C:</b> Alterra America Insurance <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>	

**COVERAGES**      **CERTIFICATE NUMBER:** 15/16 GEN w-L/H/R      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL SUBROGATION WAIVED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR		CO 6C953459 15	1/15/2015	1/15/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC					
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO - ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	8106C953459-TTL-15	1/15/2015	1/15/2016	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	UMBRELLA LIAB EXCESS LIAB	<input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE	CUP 6C953459 15	1/15/2015	1/15/2016	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 DED <input checked="" type="checkbox"/> RETENTION \$ 10,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N	UB 6C953459 15	1/15/2015	1/15/2016	<input checked="" type="checkbox"/> WC STATUTORY LIMITS OTHER E.L EACH ACCIDENT \$ 1,000,000 E.L DISEASE - EA EMPLOYEE \$ 1,000,000 E.L DISEASE - POLICY LIMIT \$ 1,000,000
A	Leased/Rented Equipment Special Form w/Theft		TBD	1/15/2015	1/15/2016	Limit \$500,000 Ded. \$1,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

<b>CERTIFICATE HOLDER</b>  FOR VERIFICATION ONLY	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	<b>AUTHORIZED REPRESENTATIVE</b>  Jim Oakes/STEROG 